

CITY COUNCIL, CITY OF ROCKFORD
JOURNAL OF PROCEEDINGS
MARCH 12, 2012
COUNCIL CONVENED AT 6:19 P.M.

1. The invocation was given by Chaplain Sherm Nichols, Central Christian Church/Rockford Police Chaplain and the Pledge of Allegiance was led by Council Page Yesenia Centeno.
2. Roll Call:
Mayor Lawrence Morrissey
Aldermen: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, Robertson -12-
Absent: Durkee, McNeely -2-
3. Alderman Mark moved to accept the Journal of Proceedings of March 5, 2012, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Durkee, McNeely absent).

PUBLIC PARTICIPATION

4. Pablo Korona, cinematographer and producer, passionately spoke about transforming Rockford's image by telling "Our City, Our Story" documentaries of interesting and positive stories in the Stateline. He announced he would be contacting the aldermen for stories in their ward that need to be told.
5. Prophet Yusef spoke about choices people make during difficult times.

PETITIONS AND COMMUNICATIONS

6. Alderman Thompson-Kelly submitted three (3) requests for service. Referred to Community Development/Code Enforcement and Public Works Department.
7. Alderman Johnson submitted six (6) requests for service. Referred to Community Development/Code Enforcement, Police Department and Public Works Department.
8. Alderman Johnson submitted an e-mail from Jerry Dangelo, 1523 Eastmoreland Avenue, concerning an underground water leak at the house next to him which is causing water to backup on his property. Referred to Public Works Department.
9. Alderman Beach submitted a Memorandum from Julia Valdez, Deputy City Administrator/Director of Human Resources regarding upcoming special events:
 1. OSF Heritage Run – 4/22/12Referred to Code and Regulation Committee.

NEW COMMITTEE REPORTS

10. Alderman Beck read a Finance and Personnel Committee Report recommending approval of a sole-source contract with Carus Corporation, of Peru, Illinois to continue to supply polyphosphate chemicals, Carus 8400 and AquaMag. The estimated cost is \$100,000 depending on the amount of water produced during the contract term. The funding source is Water Division Operating Budget. LAID OVER.
11. Alderman Beck read a Finance and Personnel Committee Report recommending approval of Task Order #18 with MWH Americas, Inc. for work on the Water System Rehabilitation Project in an amount not to exceed \$97,400. The task order will be completed under a Master Agreement with MWH Americas, Inc. Funding for the project will come from the Water Replacement and Improvement Account (WRIA). LAID OVER.

2012-083CR

12. Alderman Beck read a Finance and Personnel Committee Report recommending approval of a small business loan to Lydia's Café in the amount of \$70,832.00. The terms of the loan are seven years at 3% interest. The funding source is Illinois Department of Commerce and Economic Opportunity and Community Services Block Grant.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Durkee, McNeely absent). The Committee Report was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, Robertson -12-
Nays: -0-
Absent: Durkee, McNeely -2-

13. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of March 12, 2012 in the amount of \$4,362,885.87. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, Robertson -12-
Nays: -0-
Absent: Durkee, McNeely -2-

14. Alderman Beach read a Code and Regulation Committee Report REVERSING the Zoning Board of Appeals thereby recommending that City Council DENY the Variation to expand the concrete driveway 12 feet wide to 35 feet in length into two properties in the required front yard in an R-1, Single Family Residential Zoning District at 315-319 Wood Avenue. LAID OVER.

OFFICERS REPORTS

15. Mayor Morrissey presented a Proclamation proclaiming the week of March 12, 2012 to be "IRISH MARCHING SOCIETY WEEK" in Rockford, Illinois and urged all citizens to

support the Irish Marching Society's enthusiastic efforts to celebrate and preserve their Celtic Heritage.

16. Mayor Morrissey presented a Proclamation proclaiming the month of March, 2012 to be "GIRL SCOUT MONTH" in Rockford, Illinois and urged all citizens to recognize the commitment Girl Scouting has made to our community and to support their fundraising efforts.
17. Mayor Morrissey congratulated the Rockford Lutheran High School boys' basketball team, having their best finish in school history, third in the State.
18. Mayor Morrissey also congratulated the Auburn and East High School boys' basketball teams, both advancing to the super sectional game.

Mayor Morrissey proclaimed Tuesday, March 13, 2012 to be "BLACK AND RED DAY" in the City of Rockford and urged community members to support Auburn and East boys' basketball.

19. Alderman Thompson-Kelly proudly reported while attending Auburn High School the boys' basketball team went down state and announced she will be wearing black and red tomorrow.
20. Alderman Thompson-Kelly announced Com Ed will be hosting an informational community open house on March 13, 2012 at Ellis Academy at 2222 South Central Avenue from 5:00 pm – 7:00 pm.
21. Alderman Thompson-Kelly reported the passing of Roland Wysong, a supporter of community activities, a member of various committees in Rockford, an anchor in her ward. She offered her condolences to his family.
22. Alderman Timm thanked the Rockford Fire Department for participating in the St. Bernadette's Senior Health Fair last Saturday.
23. Alderman Beach announced tomorrow night the United States Air Force Band will be performing jazz music at Auburn High School from 7:30 pm – 9:30 pm.
24. Alderman Jacobson recognized Jim Hughes in the audience and offered his condolences on the passing of his sister yesterday.
25. Alderman Johnson announced tomorrow night at Forest Hills Country Club will be a reception from 5:00 pm – 7:00 pm for Swedish students and their teachers here in Rockford participating with East High School students building a "green" home.
26. Alderman Johnson mentioned attending a luncheon at the art museum welcoming the new curator Jessica Caddell.
27. Alderman Johnson reported an apartment building fire in her ward on Saturday and thanked the Community Development and Fire Department personnel for their diligent

efforts to assist the tenants of the building and noted the injured fire fighter is doing well.

28. Mayor Morrissey cordially invited the entire community to attend his 7th State of the City address on Thursday, March 15, 2012 at 6:00 pm. An open house will be held in the lobby of the Coronado with doors opening at 4:00 pm. Guests will be invited to learn about the upcoming municipal electrical aggregation referendum, current and future capital improvements projects, water system upgrades, economic development initiatives and fire and police recruitment and training among other informational displays. He encouraged all to attend.

UNFINISHED BUSINESS

2012-084CR

29. Alderman Jacobson moved the adoption of a Redistricting Ward Map Committee Report for the City of Rockford following the 2010 census, recommending the City Council adopt the attached City of Rockford Ward Map, Map "A". The Legal Director shall prepare the appropriate ordinance.

Alderman Jacobson made a motion to amend the Ward Map of the City of Rockford to replace with map "A" which depicts an area bounded by Hooker Avenue on the South, Rockford Avenue on the West, State Street on the North and Hunter Avenue on the East, seconded by Alderman Mark. MOTION PREVAILED (Ald. Durkee, McNeely absent).

The amended committee report was placed up for passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm,
Beach, Elyea, Beck, Robertson -11-
Nays: Curran -1-
Absent: Durkee, McNeely -2-

2012-085CR

30. Alderman Mark moved the adoption of a Legislative Lobbying Committee Report recommending that the City Council support the legislation authorizing the provisions for carrying of concealed firearms, and support the adoption of legislation consistent with the Family and Personal Protection Act or the License to Carry Firearms for Self Defense Act. MOTION PREVAILED (Ald. Robertson voted no; Ald. Durkee, McNeely absent).

2012-086CR

31. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending the award for Office Supplies be made to the low bidder, Mid-City Office Products, of Loves Park, Illinois for an estimated annual cost of \$120,000. The funding source is Departmental Operating Budgets. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, Robertson -12-
Nays: -0-
Absent: Durkee, McNeely -2-

2012-087CR

32. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending the award for South Main Street Corridor – Overhead Utility Design be made to Com Ed for a total not-to-exceed cost of \$120,000.00 for utility design services. The funding for this project will come from Sales Tax funds, and will be credited toward the future construction of the relocation. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, Robertson -12-

Nays: -0-

Absent: Durkee, McNeely -2-

2012-088CR

33. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending the award for West State Street Corridor – Overhead Utility Relocation be made to Com Ed for a total not-to-exceed cost of \$919,651.00 for overhead utility relocation services. The funding for this project will come from Sales Tax funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, Robertson -12-

Nays: -0-

Absent: Durkee, McNeely -2-

2012-089CR

34. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending approval of Information Technology Services Contract Amendment with Advance Technology Services (ATS) to include an Application Support Analyst at an annual cost of \$87,360. The funding source is Information Technology Operating Budget. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, Robertson -12-

Nays: -0-

Absent: Durkee, McNeely -2-

2012-090CR

35. Alderman Beck moved the adoption of a Finance and Personnel Committee Report recommending the award for a Change Order: City-Wide Street Repair No. 2 be made to William Charles Construction for an additional \$97,504.43 for a new total not-to-exceed cost of \$552,005.00 for construction services. The funding source for the project is Sales Tax and Property Fund. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, Robertson -12-

Nays: -0-

Absent: Durkee, McNeely -2-

36. Alderman Beck moved the adoption of the appointment of Mr. Chris Black to Finance Director. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -12-
Nays: -0-
Absent: Durkee, McNeely -2-

2012-091CR

37. Alderman Beach moved the adoption of a Code and Regulation Committee Report recommending the approval of the Final Plat of Skylight Commons Subdivision. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -12-
Nays: -0-
Absent: Durkee, McNeely -2-

2012-092CR

38. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Variation to allow two free-standing signs along North Alpine Road (Billboard/Carpetland Sign) for five (5) years in a C-2, Limited Commercial Zoning District at 326 North Alpine Road. Approval is subject to the following conditions:

1. That the billboard sign be removed by June 3, 2016.
2. The Carpetland sign be replaced with a monument style sign per the Sign Ordinance.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -12-
Nays: -0-
Absent: Durkee, McNeely -2-

2012-093CR

39. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending APPROVAL of a (A) Variation to eliminate building foundation landscaping, a (B) Variation to increase the maximum permitted height of a free-standing sign from 8 feet to 15 feet in height, a (C) Variation to increase the maximum permitted sign square footage from 64 feet to 100 square feet, a (D) Variation to allow parking to back out onto an alley, a (E) Variation to allow a pylon style sign in place of a landmark style sign, a (F) Variation to allow a loading dock to be serviced off a public street (Lafayette Avenue), a (G) Variation to allow the required shade tree requirement to be located within right-of-way along Lafayette Avenue, a (H) Variation to allow reduction in the shade tree planting bed from a minimum of 8 feet

wide to 3.63 feet and 5.35 feet, and a (I) Variation in the Design Standards for a proposed building elevation and site plan inclusive of a waiver of the building transparency requirements from 50% to 0% for building facing façade along Lafayette Avenue and a reduction of building transparency requirements for building facing façade along North 3rd Street in a C-4, Urban Mixed-Use District at 526 East Jefferson Street. Approval is subject to the following conditions:

1. Must meet all applicable building and fire codes.
2. Must develop site in accordance with Exhibit D
3. Submittal of a revised landscape plane to include removal of landscaping within Right-of-Way along North 3rd Street and plant species for Staff's review and approval.
4. Proposed shade trees along Lafayette Avenue must be approved with Public Works.
5. Must obtain separate permits for signage and sign must be constructed to match building design.
6. Submittal of a final plat to be reviewed and approved by Staff and City Council.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance.

Alderman Hervey made a motion to eliminate (E) a Variation to allow a pylon style sign in place of a landmark style sign, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Durkee, McNeely absent).

Alderman Mark made a motion to add condition #7 to read as follows:

7. That, by agreement of the applicant, the following uses are prohibited on the property; sexually oriented businesses, establishments that buy gold and other precious metals, tile loan stores, payday loan stores, cash stores, pawn shops, tattoo parlors, retail establishments that sell tobacco or packaged liquor in which said sales of tobacco or packaged liquor exceed 20% of the gross revenue, or restaurant with sale of liquor by the drink in excess of 50% of the gross revenue.

seconded by Alderman Timm. MOTION PREVAILED (Ald. Durkee, McNeely absent).

The amended committee report was placed up for passage. MOTION PREVAILED (Ald. Curran voted no; Ald. Durkee, McNeely absent).

2012-094CR

40. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a non-accessory parking lot and APPROVE a Variation to allow parking spaces to back out onto an alley in a C-4, Urban Mixed Use District at 310 South Church Street, 320 and 324 Chestnut Street. Approval is subject to the following conditions:

1. Must submit a parking lot permit application including landscape plan for Staff's review and approval.

2. Should Option (2) be implemented, the removal of the parking spaces at South Church Street and Chestnut Streets need to be removed.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, Robertson -12-
Nays: -0-
Absent: Durkee, McNeely -2-

2012-095CR

41. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a restaurant and nightclub in an I-1, Light Industrial Zoning District at 3457 Merchandise Drive. Approval is subject to the following conditions:
 1. Meet all applicable building and fire codes.
 2. Submittal of detailed landscape plan to include the type of species to be planted for Staff's review and approval.
 3. The hours of operation will be limited to 11:00 am to 2:00 am Monday through Saturday.
 4. The hours of operation will be limited to 11:00 am to 12:00 am (Midnight) on Sunday.
 5. Security shall be provided at a minimum of 1 per 50 patrons.
 6. That the free-standing sign shall be a landmark style sign in accordance with the Sign Ordinance replacing the existing free-standing sign.
 7. That the gravel parking area shall be improved with asphalt or concrete by July 15, 2013.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, Robertson -12-
Nays: -0-
Absent: Durkee, McNeely -2-

2012-096CR

42. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of alcohol by the drink in conjunction with a restaurant and nightclub in the name of **Craig Sockwell d/b/a CJ's** in an I-1, Light Industrial Zoning District at 3457 Merchandise Drive.

The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED (Ald. Durkee, McNeely absent).

Alderman Johnson stated for the record that the applicant will be changing the name of the business.

2012-097CR

43. Alderman Beach moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the request for sale of alcohol by the package in conjunction with a gas station and convenience store in the name of **John Griffin d/b/a Kelly Williamson** in a C-3, General Commercial Zoning District at 321 and 315 North Alpine Road and 45xx Turner Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes.
2. Compliance with all City of Rockford Liquor Codes.
3. The sale of alcohol shall be limited to the interior of the convenience store that was submitted.
4. The hour and days of operation are required to be in compliance with the City of Rockford Liquor Codes.
5. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.

The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Elyea, Beck, Robertson -10-
Nays: Curran, Beach -2-
Absent: Durkee, McNeely -2-

2012-032-O

44. Alderman Beach moved the adoption of an Ordinance amending Chapter 16, Section 186(b) of the Code of Ordinances of the City of Rockford to add the following:

Restricting parking to Handicapped Parking on the north side of Jefferson Street from 50 feet east of Church Street to 75 feet east of Church Street.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -12-
Nays: -0-
Absent: Durkee, McNeely -2-

2012-033-O

45. Alderman Beach moved the adoption of an Ordinance amending Chapter 16, Schedule Section 283 of the Code of Ordinances of the City of Rockford to add the following:

Thirty Minute Parking restriction on the south side of Chestnut Street from Winnebago Street to Court Street, thus repealing the existing Two Hour parking restriction.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, Robertson -12-
Nays: -0-
Absent: Durkee, McNeely -2-

2012-034-O

46. Alderman Beach moved the adoption of an Ordinance amending Chapter 16, Schedule Section 281 of the Code of Ordinances of the City of Rockford to add the following:

The existing “No Parking 7:00 am – 6:00 pm” restriction on the east side of Ware Avenue from Argus Drive to Colosseum Drive thus restoring unrestricted parking on the east side of Ware Avenue from Argus Drive to Colosseum Drive and retaining the parking restriction of “No Parking from 7:00 am – 6:00 pm” on the west side of Ware Avenue from Argus Drive to Colosseum Drive.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, Robertson -12-
Nays: -0-
Absent: Durkee, McNeely -2-

MOTIONS AND RESOLUTIONS

2012-019R

47. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution recommending authorizing the Central Services Manager to take bids/proposals for the following:

A. Bid: Water Treatment Chemicals, funding source: Water Division Operating Budget

MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, Robertson -12-
Nays: -0-
Absent: Durkee, McNeely -2-

2012-020R

48. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution recommending the City approve an Agreement between the City of Rockford and the Illinois Department of Commerce and Economic Opportunity for several projects to be funded under the Rivers Edge Redevelopment Zone program.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson,
Timm, Beach, Elyea, Beck, Robertson -12-

Nays: -0-
Absent: Durkee, McNeely -2-

2012-021R

49. Alderman Beck, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution recommending the City approve a City-State Agreement Amendment between the City of Rockford and the State of Illinois, Department of Transportation for safety improvements to two intersections: (Rockton Avenue & Custer Avenue, 15th Avenue & 9th Street) in the City of Rockford, Winnebago County, Illinois. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -12-
Nays: -0-
Absent: Durkee, McNeely -2-

2012-022R

50. Alderman Beach, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for the Rock River Valley Blood Center, for a special event permit for the Red Shoe Run on Saturday, April 14, 2012 from 6:00 am – 9:00 am. MOTION PREVAILED (Ald. Durkee, McNeely absent).

2012-023R

51. Alderman Beach, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for The Rockford Road Runners, for a special event permit for the State Street Mile on Saturday, August 4, 2012 from 5:00 pm to 7:00 pm. MOTION PREVAILED (Ald. Durkee, McNeely absent).

2012-024R

52. Alderman Beach read a Resolution requesting permission from the Illinois Department of Transportation (IDOT) for temporary street closures of US Business 20 (westbound) from Summit Street to Wyman Street on Saturday, August 4, 2012 from 2:30 pm to 7:30 pm. MOTION PREVAILED (Ald. Durkee, McNeely absent).

NEW BUSINESS

2012-035-O

53. Alderman Beck moved the adoption of an Ordinance extending a non-home rule municipal retailers occupation tax and a non-home rule municipal service occupation tax.

Alderman Beck moved to suspend Rule 11, seconded by Alderman Hervey. MOTION PREVAILED (Ald. Durkee, McNeely absent). The Ordinance was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -12-

Nays: -0-
Absent: Durkee, McNeely -2-

54. Upon motion duly made and seconded, the meeting was adjourned at 7:23 p.m.

Respectfully submitted,

Diane Reed
City Council Clerk

[The meeting was taped in its entirety, and the tape is on file in the Legal Department]

CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS
City Council Chambers, 2ND floor City Hall
425 E. State Street, Rockford
March 19, 2012
6:00 P.M.
AGENDA

The following represents, in general, the chronological order of proceedings at the City Council meeting:

- Call to Order by the Mayor
- Invocation and Pledge of Allegiance
- Roll Call and determination of quorum
- Acceptance of Journal of Proceedings
- Public Hearing
- Public Participation
- Petitions and Communications
- New Committee Reports (Reports of Standing Committees – Code and Regulation, Finance and Personnel, Planning and Development - and other select committees)

UNFINISHED BUSINESS

I. COMMITTEE REPORTS LAID OVER MARCH 12, 2012

1. Beck - Finance and Personnel - Recommending approval of a sole-source contract with Carus Corporation, of Peru, Illinois to continue to supply polyphosphate chemicals, Carus 8400 and AquaMag. The estimated cost is \$100,000 depending on the amount of water produced during the contract term. The funding source is Water Division Operating Budget.
 2. Beck - Finance and Personnel - Recommending approval of Task Order #18 with MWH Americas, Inc. for work on the Water System Rehabilitation Project in an amount not to exceed \$97,400. The task order will be completed under a Master Agreement with MWH Americas, Inc. Funding for the project will come from the Water Replacement and Improvement Account (WRIA).
 3. Beach - Code and Regulation - REVERSING the Zoning Board of Appeals thereby recommending that City Council DENY the Variation to expand the concrete driveway 12 feet wide to 35 feet in length into two properties in the required front yard in an R-1, Single Family Residential Zoning District at 315-319 Wood Avenue.
- Motions and Resolutions

II. RESOLUTIONS TO BE READ IN MARCH 19, 2012

1. Beach – OSF Heritage Run – 4/22/12

III. NEW BUSINESS (note: Ordinances may be read in under New Business and Rule 11 suspended and final vote taken. Committee Reports would have previously been voted on).

1. Beach – Ordinance – APPROVE a Variation to allow two free-standing signs along North Alpine Road (Billboard/Carpetland Sign) for five (5) years in a C-2, Limited Commercial Zoning District at 326 North Alpine Road. Approval is subject to the following conditions:
 1. That the billboard sign be removed by June 3, 2016.
 2. The Carpetland sign be replaced with a monument style sign per the Sign Ordinance.

Approval is based on the Findings of Fact.

2. Beach – Ordinance - APPROVE a (A) Variation to eliminate building foundation landscaping, a (B) Variation to increase the maximum permitted height of a free-standing sign from 8 feet to 15 feet in height, a (C) Variation to increase the maximum permitted sign square footage from 64 feet to 100 square feet, a (D) Variation to allow parking to back out onto an alley, a (E) Variation to allow a loading dock to be serviced off a public street (Lafayette Avenue), a (F) Variation to allow the required shade tree requirement to be located within right-of-way along Lafayette Avenue, a (G) Variation to allow reduction in the shade tree planting bed from a minimum of 8 feet wide to 3.63 feet and 5.35 feet, and a (H) Variation in the Design Standards for a proposed building elevation and site plan inclusive of a waiver of the building transparency requirements from 50% to 0% for building facing façade along Lafayette Avenue and a reduction of building transparency requirements for building facing façade along North 3rd Street in a C-4, Urban Mixed-Use District at 526 East Jefferson Street. Approval is subject to the following conditions:
 1. Must meet all applicable building and fire codes.
 2. Must develop site in accordance with Exhibit D
 3. Submittal of a revised landscape plane to include removal of landscaping within Right-of-Way along North 3rd Street and plant species for Staff's review and approval.
 4. Proposed shade trees along Lafayette Avenue must be approved with Public Works.
 5. Must obtain separate permits for signage and sign must be constructed to match building design.
 6. Submittal of a final plat to be reviewed and approved by Staff and City Council.
 7. That, by agreement of the applicant, the following uses are prohibited on the property; sexually oriented businesses, establishments that buy gold and other precious metals, tile loan stores, payday loan stores, cash stores, pawn shops, tattoo parlors, retail establishments that sell tobacco or packaged liquor in which said sales of tobacco or packaged liquor exceed 20% of the gross revenue, or restaurant with sale of liquor by the drink in excess of 50% of the gross revenue.

Approval is based on the findings of fact.

3. Beach – Ordinance – APPROVE a Special Use Permit for a non-accessory parking lot and APPROVE a Variation to allow parking spaces to back out onto an alley in a C-4, Urban

Mixed Use District at 310 South Church Street, 320 and 324 Chestnut Street. Approval is subject to the following conditions:

1. Must submit a parking lot permit application including landscape plan for Staff's review and approval.
2. Should Option (2) be implemented, the removal of the parking spaces at South Church Street and Chestnut Streets need to be removed.

Approval is based on the Findings of Fact.

4. Beach – Ordinance – APPROVE a Special Use Permit for a restaurant and nightclub in an I-1, Light Industrial Zoning District at 3457 Merchandise Drive. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes.
2. Submittal of detailed landscape plan to include the type of species to be planted for Staff's review and approval.
3. The hours of operation will be limited to 11:00 am to 2:00 am Monday through Saturday.
4. The hours of operation will be limited to 11:00 am to 12:00 am (Midnight) on Sunday.
5. Security shall be provided at a minimum of 1 per 50 patrons.
6. That the free-standing sign shall be a landmark style sign in accordance with the Sign Ordinance replacing the existing free-standing sign.
7. That the gravel parking area shall be improved with asphalt or concrete by July 15, 2013.

Approval is based on the Findings of Fact.

5. Beach – Ordinance – APPROVE the sale of alcohol by the drink in conjunction with a restaurant and nightclub in the name of **Craig Sockwell d/b/a CJ's** in an I-1, Light Industrial Zoning District at 3457 Merchandise Drive.
6. Beach – Ordinance - APPROVE the request for sale of alcohol by the package in conjunction with a gas station and convenience store in the name of **John Griffin d/b/a Kelly Williamson** in a C-3, General Commercial Zoning District at 321 and 315 North Alpine Road and 45xx Turner Street. Approval is subject to the following conditions:

1. Meet all applicable building and fire codes.
2. Compliance with all City of Rockford Liquor Codes.
3. The sale of alcohol shall be limited to the interior of the convenience store that was submitted.
4. The hour and days of operation are required to be in compliance with the City of Rockford Liquor Codes.
5. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into crack pipes is prohibited.

* same action taken before

- Adjournment

* * * * *

POSSIBLE ADDITIONAL ITEMS:

The following items appear on the City Council Standing Committee Agendas as noted. Items may receive a vote at committee and come before the first City Council meeting held after the committee meeting. Rule 11 can be suspended and final vote taken on said items at the City Council meeting (no rule suspension is necessary to take a vote on vouchers).

CODE AND REGULATION COMMITTEE

Monday, March 19, 2012, ____ p.m.

Conference Room A, City Hall 2nd floor (north room)

AGENDA

No Meeting Scheduled.

FINANCE AND PERSONNEL COMMITTEE

Monday, March 19, 2012, 5:15 p.m.

Conference Room B, City Hall 2nd floor (south room)

AGENDA

1. Purchasing and Vouchers

- A. Engineering Agreement: State Street Signal Repairs
- B. Engineering Agreement: Whitman Interchange Feasibility Study
- C. Resolution to take Bids
- D. Vouchers

PLANNING AND DEVELOPMENT COMMITTEE

Monday, March 19, 2012, ____ p.m.

CD Conference Room, City Hall 2nd floor

AGENDA

No Meeting Scheduled.

LEGISLATIVE LOBBYING COMMITTEE

Monday, March 19, 2012, ____ p.m.

Conference Room A, City Hall 2nd floor (north room)

AGENDA

No Meeting Scheduled.